

AMENDED IN ASSEMBLY APRIL 13, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1300

Introduced by Assembly Member Arambula

February 22, 2005

An act to amend Section 17074.25 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1300, as amended, Arambula. School facilities: modernization apportionments.

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

Existing law authorizes modernization projects for permanent buildings 25 years or older, or portable classrooms 20 years or older, if the structures have not been previously modernized with state funds. Existing law authorizes the use of modernization funds for prescribed purposes, including, but not limited to, construction, utility connection, and other fees.

This bill would permit *the State Allocation Board to allow* a school district to use a specified portion of a modernization apportionment for an alternate schoolsite, ~~with certain requirements contained in existing law~~ *and would require the governing board of the school district to make certain findings prior to applying to use those funds.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 17074.25 of the Education Code is amended to read:

17074.25. (a) A modernization apportionment may be used for an improvement to extend the useful life of, or to enhance the physical environment of, the school. The improvement may only include the cost of design, engineering, testing, inspection, plan checking, construction management, demolition, construction, the replacement of portable classrooms, necessary utility costs, utility connection and other fees, the purchase and installation of air-conditioning equipment and insulation materials and related costs, furniture and equipment, including telecommunication equipment to increase school security, fire safety improvements, playground safety improvements, the identification, assessment, or abatement of hazardous asbestos, seismic safety improvements, and the upgrading of electrical systems or the wiring or cabling of classrooms in order to accommodate educational technology. A modernization grant may not be used for costs associated with acquisition and development of real estate or for routine maintenance and repair.

(b) ~~A(1) Upon the application of a school district, the board may permit a school district—may~~ to use a portion of a modernization apportionment in an amount no greater than the funding provided for 200 eligible pupils pursuant to subdivision (a) of Section 17074.10 for an alternate schoolsite, and shall expend those funds in accordance with subdivision (a).

(2) *Prior to its application to the board in accordance with paragraph (1), the governing board of the school district shall, at a regularly scheduled public meeting, adopt a finding that the portion of a modernization apportionment used for an alternate schoolsite is not needed for the schoolsite for which the apportionment was received.*